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RCE  
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BRINKS  
HOFER  
GILSON  
& LIONE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: **Sabacky et al.**

Appln. No.: **10/053,177**

Filed: **November 2, 2001**

For: **Process for Making Nano-Sized  
Stabilized Zirconia**

Attorney Docket No: **10225/21 (A18)**

Examiner: **Johnson**

Art Unit: **1754**

Mail Stop RCE  
Commissioner for Patents  
U.S. Patent and Trademark Office  
P. O. Box 1450  
Alexandria, VA 22313-1450

REQUEST FOR CONTINUED EXAMINATION (37 C.F.R. § 1.114)

Sir:

Applicant(s) requests continued examination of the above-identified application under 37 C.F.R. §1.114.

☒ Submission under 37 CFR 1.114 (*check at least one of the following*):

☐ Previously submitted:

- ☐ Applicant(s) requests nonentry of any previously-filed unentered amendments.
- ☐ Please enter and consider the Amendment After Final Under 37 C.F.R. §1.116 previously filed on \_\_\_\_\_
- ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- ☐ Other: \_\_\_\_\_

☒ Attached is/are:

- ☐ An Information Disclosure Statement
- ☒ An Amendment to the written description, claims, or drawings
- ☒ New Arguments and/or New Evidence in support of Patentability
- ☐ Other: \_\_\_\_\_

☐ Request for suspension of action:

Applicant(s) hereby request suspension of action on the above-identified application under 37 C.F.R. §1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; requires Processing Fee under 37 C.F.R. §1.17(i)).

☐ Small Entity Status:

- ☐ Applicant hereby asserts entitlement to claim small entity status under 37 CFR §§ 1.9 and 1.27.
- ☐ A small entity statement or assertion of entitlement to claim small entity status was filed in prior application no. \_\_\_\_\_ / \_\_\_\_\_ and such status is still proper and desired.
- ☐ Is no longer desired.

☒ Applicant(s) calculate the following fees to be due in connection with this Request:

- ☒ A Request fee of **\$385.00** under 37 C.F.R. §1.17(e).
- ☐ A suspension processing fee of \$\_\_\_\_\_ under 37 C.F.R. §1.17(i).
- ☒ An additional filing fee of **\$52** under 37 C.F.R. §1.16 (1 additional independent claims and/or 4 additional total claims).
- ☒ An extension fee of **\$55.00** under 37 C.F.R. §1.17(a) for a one-month extension of time.

☒ Fee payment to cover the above-enumerated fee(s):

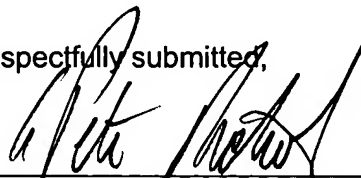
- ☒ Checks in the amount of **\$385.00**, **\$52.00** and **\$55** are enclosed.
- ☐ Please charge Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE) in the amount of \$\_\_\_\_\_. A copy of this Request is enclosed for this purpose.
- ☐ A payment by credit card in the amount of \$\_\_\_\_\_ (Form PTO-2038 is attached).
- ☒ The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE). A copy of this Request is enclosed for this purpose.

July 6, 2004

Date

Attachment(s):

Respectfully submitted,

G. Peter Nichols (Reg. No. 34,401)



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**PATENT**  
**Case No. 10225/21 (A18)**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**In re application of:**

Sabacky et al.

Serial No.: 10/053,177

Filed: November 2, 2001

For: PROCESS FOR MAKING )  
NANO-SIZED STABILIZED ZIRCONIA )

**Examiner: Johnson**

Group Art Unit: 1754

## SUBMISSION

**Commissioner for Patents  
P.O. Box 1450 – Mail Stop RCE  
Alexandria, VA 22313-1450**

**Dear Sir:**

In connection with the RCE being filed concurrently with this submission, please reconsider the claims in light of the following amendments and remarks.

07/08/2004 CNGUYEN 00000011 10053177

03 FC:2202	9.00 OP
04 FC:2201	43.00 OP